IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and
THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY

WRIT PETITION NO : 14442 of 2005

Between:

Peereega Roja W/o.Srinu, Adinarayanapuram, Chirala.

..... PETITIONER

AND

1 The Station House Officer, Tuni Police Station, East Godavari District.
2 The Superintendent of Police, East Godavari District, Kakinada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to For the reasons stated in the "Telegram" dated on 03-07-2005 sent by the Petitioner herein this Hon'ble Court may be pleased to issue an Order, direction, or a writ, more particularly one in the nature of Writ of Habeas Corpus directing the Respondents herein to produce the detenu, Viz., Peereega Srinu and his brother Peereega Venkateswarlu before this Hon'ble Court, who are illegally detained by Police Constables of Tuni Police Station, East Godavari District, on 02-07-2005 at 11.30 A.M. and set them at liberty forthwith and to pass such other or further Orders as this Honorable Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:TELEGRAM

Counsel for the Respondent No.: THE ADVOCATE GENERAL

The Court made the following :

..

ORDER: (Per the Honourable Smt.Justice T.Meenakumari)

This is a taken up case on the Telegram issued by the petitioner seeking a direction to the respondents to produce the detenu, Viz., Peereega Srinu and his brother Peereega Venkateswarlu before this Court, who are illegally detained by Police Constables of Tuni Police Station, East Godavari District, on 02-07-2005 at 11.30 A.M. and set them at liberty forthwith.

The respondents have filed the counter denying the allegations in the Telegram. It is contended in the counter that no cases are pending against the alleged detenu in Tuni Police station and there is no occasion to arrest them either on 2.7.2005 or any other subsequent date. A Xerox copy of the G.D. entry for the relevant period of time is annexed to the Counter.

It is submitted across the Bar by the learned Additional Advocate General that no cases are pending against the alleged detenu and as such, no such persons have ever been arrested or detained by the police concerned.

In view of the submission made by the learned Additional Advocate General and in view of the averments made in the counter to the effect that no cases are pending against the alleged detenu and no such persons have ever been arrested, We are of the view that no further orders are necessary in this writ petition and accordingly, the same is liable to be dismissed.

In the result, this writ petition is dismissed. No costs.

(T.MEENAKUMARI, J)

13TH JULY, 2005

(P.LAKSHMANA REDDY,J)

GURC/RKK

COPIES TO:

1 The Station House Officer, Tuni Police Station, East Godavari District.
2 The Superintendent of Police, East Godavari District, Kakinada.

3. TWO C.Cs. to the Additional Advocate General, High Court Buildings, Hyderabad.(OUT)

4. two C.D. copies.